IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40139 of 2008

1.RANBIR YADAV @ RANBIR KUMAR YADAV
Son of Late Umesh Yadav
2.SUBODH YADAV,
Son of Jagdish Yadav
3.SUNIL YADAV,
Son of Jagdish Yadav
All residents of Village Haria Maheshpur,
P.S. Bihpur, Distict Bhagalpur.
---------Petitioners

Versus

STATE OF BIHAR
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2. 18.11.2008 Heard the learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in connection with S.C./S.T. P.S. Case No.17/08 for the alleged offences registered under sections 341, 323, 504, 387 and 379/34 of the Indian Penal Code and section 3(1))(x) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act.

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It is submitted on behalf of the petitioners that the petitioners are the owners of the land in question and the informant is the *Pattidar* and he is required to give crops grown as per the terms of agreement which he was not given and on demand, the present false case has been lodged against the petitioners. A supplementary affidavit has been filed on behalf of the petitioners annexing the copy of the sale deeds. Learned counsel further submits that the allegation made in the F.I.R. with regard to the aforesaid S.C. & S.T. Act does not attract.

The learned APP appearing on behalf of the State on perusal of the materials on the record is not in a position to refute the submissions.

Considering the facts and circumstances of the case, let petitioners no.1 to 3 above named, in the event of their arrest or surrender in connection with S.C./S.T. P.S. Case No.17/08 within a period of four weeks from today, be enlarged on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Bhagalpur, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

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PNM **(Shailesh Kumar Sinha, J.)**